

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF ILLINOIS
PEORIA DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	Case No.: 09-CR-10030
v.)	
)	Judge: Michael M. Mihm
ALI SALEH KAHLAH AL-MARRI,)	
)	
Defendant.)	

JOINT MOTION TO CONTINUE SENTENCING HEARING

COME NOW the defendant, ALI SALEH KAHLAH AL-MARRI, by and through his undersigned attorneys, and the plaintiff, UNITED STATES OF AMERICA, by and through its undersigned attorneys, and for their joint motion to continue the sentencing hearing, state as follows:

1. The defendant was indicted on February 26, 2009, and pleaded guilty on April 30, 2009.
2. A sentencing hearing is currently scheduled for July 30, 2009.
3. On May 18, 2009, the defendant made an informal request to the government for materials relating to: (1) the defendant's treatment and interrogation during the period of his detention as an "enemy combatant"; (2) the sentencing of Jose Padilla (also initially designated an enemy combatant), which relates to the granting of credit for time served during Padilla's detention as an enemy combatant; and (3) exculpatory material. These materials may be voluminous. The government is in the process of preparing its response to the request.
4. Depending upon the government's response, it may take a minimum of several weeks for the defense to review the materials that have been requested and determine their use at sentencing.

5. Furthermore, because of the defendant's unique history and status as a designated enemy combatant, the need to obtain information from abroad, and the complexity of some of the legal issues expected to be presented at sentencing, additional time is required for preparation for sentencing.

WHEREFORE, the parties move that the sentencing hearing currently scheduled for July 30, 2009, be continued for a period of approximately 60 days.

Respectfully submitted,

/s/ David E. Risley

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CERTIFICATE OF SERVICE

I hereby certify that on **June 12, 2009**, I electronically filed this **JOINT MOTION TO CONTINUE SENTENCING HEARING** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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